

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO**

UNITED STATES OF AMERICA,
Plaintiff

VS.

CASE NO. 98-13-40(HL)

MILTON VILLEGAS RIVERA
Defendant

* * * * *

MOTION REQUESTING MODIFICATIONS OF SUPERVISED RELEASE CONDITIONS

TO THE HONORABLE HECTOR M. LAFFITTE
U.S. DISTRICT JUDGE
DISTRICT OF PUERTO RICO

COMES NOW, Orlando Rullán, U.S. Probation Officer of the

On September 16 1999 , Mr. Villegas was sentenced to sixty five (65) months of imprisonment after previously pleading guilty of violating Title 21, date of sentencing the court ordered a four (4) year supervised release term with conditions: The defendant shall submit to urinalysis conditions: The defendant shall submit to urinalysis if such samples detect any use of illegal substances he shall attend a treatment program. If such samples detect any use of illegal substances he shall attend a treatment program. Mr. Villegas was released from custody on August 8, 2003.

RESPECTFULLY PRESENTING PETITION FOR ACTION OF COURT AS FOLLOWS:

During the first two years of his supervision, [redacted] never be confirmed by the Probation Officer despite numerous attempts. His brother, [redacted] of the United States Probation Office, was his alleged employer.

As such on August 10, 2005 Mr. Villegas voluntarily sign
to a hearing in order to modify his conditions. On August 30, 2005, to a hearing in order to modify his conditions. On
condition to be added to Mr. Villegas term of supervised release.

On November 7, 2005, Mr. Villegas reported and showed this officer a bullet wound he had suffered in his abdomen. He was instructed to provide a police report of the shooting. He failed to submit the same as requested. Given the circumstances, Mr. Villegas' authenticity toward his rehabilitation.

On December 2, 2005, Chief United States Probation Officer authorized a written request by this officer for search of records for reasonable suspicion that Mr. Milton Villegas may be involved in new criminal activities.

On February 2, 2006, the United States Probation Office searched Mr. Villegas' residence. As a result, the following items were seized: one weapon holster, a list of weapons/ammo and their respective serial numbers, and a GMK-091 that was reported stolen.

Based on the information the United States Probation Office received, the officer who confirmed that the car was stolen and the offender who confirmed that the car was stolen and the offender was who confirmed that the car was not his and that it belonged to Mr. Ralphie Colon Rosas his alleged brother in law.

On February 3, 2006 Mr. Ralphie Colon Rosas affirmed under oath that the car was his property and that Mr. Villegas had no knowledge of the situation or any information regarding the stolen vehicle. According to Mr. Colon the offender only stored the car as a personal vehicle. Mr. Colon decided not to file any charges against Mr. Villegas at that time. A subsequent investigation revealed that Mr. Ralphie Colon Ramos is the brother of a former paramour whom the defendant had not seen in years.

On March 16, 2006, this special supervisor who voluntarily signed the Probation Form # 49, Waiver of Hearing to Modify Conditions of Release and Probation.

WHEREFORE, I declare under, I declare under penalty of, I declare under penalty of perjury that the forgoing is thethe aforementioned, it is respectfully requested, unless ruled otherwise, that a mothe aforementioned, it is respectfully, releaseconditions be imposed to include thefollowing special supervised release condirelease conditions be imposed to shallshall be placed inshall be placed in Home Confinement for a period of six (6)shall be placed in Home Confinement daysdays of being placed on probation and/or withinwithin thirty (30) days of his/her release from imprisonment. DuringDuring this time, the defendant shall remain at his/her place ofDuring this time, the defendant shall remain otherother activities approved in advance byother activities approved in advance by the probatioother activities telephonetelephone attelephone at his/her place of residence without anytelephone at his/her place of residence without cordlesscordless telephones during the term of electroniccordless telephones during the term of electronic monitoring deviceand shall observe thedevice and shall observe the rules specified by the probation office. The defendant thethe amothe amount of \$3.the amount of \$3.47 for the cost of the Electronic Monitoring Device. He/she shall judicial district to which he/she is sentenced or released during the term of electronic monitoring.

In San Juan, Puerto Rico, this 28^h day of March 2006.

Respectfully submitted,
EUSTAQUIO BABILONIA CHIEF,
UNITED STATES PROBATION OFFICER
s/ Orlando Rullán
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CERTIFICATE OF SERVICE

I HEREBY certify that on March 28, 2005, I electronically filed the foregoing with the Court using the CM/ECF system which will send notification of such filing to the following: Mr. Humbert S. García, U.S. Attorney, and to Raphael Castro Lang.

At San Juan, Puerto Rico, March 28th, 2006.

s/Orlando Rullán
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